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**VIA ECF**

The Honorable William H. Walls  
United States District Judge  
United States District Court  
for the District of New Jersey  
50 Walnut Street  
Newark, New Jersey 07101

The Honorable Claire C. Cecchi  
United States Magistrate Judge  
United States District Court  
for the District of New Jersey  
50 Walnut Street  
Newark, New Jersey 07101

Re: Muller v. Maenza, no. 2:10-CV-6110 (WHW) (CCC)

Dear Judge Walls and Judge Cecchi:

We represent Plaintiffs in the above-captioned action. We write jointly with the New Jersey Division of Law to propose a schedule for the efficient resolution of this dispute. All parties to this case have reviewed this letter in advance of its submission and join in this request.

This lawsuit challenges the constitutionality of N.J. Stat. § 2C:58-4 and associated regulations, which concern the issuance of permits to carry handguns. Plaintiffs contend that the discretionary “need” requirements are facially invalid in light of the Supreme Court’s decisions in *District of Columbia v. Heller*, 128 S. Ct. 2783 (2008), and *McDonald v. Chicago*, 130 S. Ct. 3020 (2010). Defendants contend that the pertinent laws are constitutional.

Counsel for the parties have conferred and agree that this lawsuit presents purely legal issues. As such, the parties consider it appropriate for the Court to resolve the suit on the basis of motions submitted by both parties. The parties propose the following schedule:

- Plaintiffs will move for summary judgment no later than December 20, 2010;
- Defendants will oppose the summary judgment motion and cross-move to dismiss no later than January 26, 2011;
- Plaintiffs will reply in support of summary judgment and oppose Defendants’ cross-motion no later than February 16, 2011; and
- Defendants will submit a reply in support of their cross-motion no later than March 9, 2011.

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**Duane Morris**

In order to streamline the litigation and to minimize the burden on the Court, the parties propose combining the briefs such that each party will submit a total of two (2) briefs. Defendants' January 26 briefing will be "doubled" to 80 pages, and Plaintiffs' February 16 briefing in opposition and reply will be 55 pages. Local Rule 7.2(b) will otherwise continue to govern.

The parties respectfully request that the Court "so order" this proposed schedule.

Should you have any questions or concerns, please do not hesitate to contact myself, at (973) 424-2016, or Mr. Spellmeyer, at (609) 292-7922.

Respectfully submitted,

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A Delaware Limited Liability Partnership



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